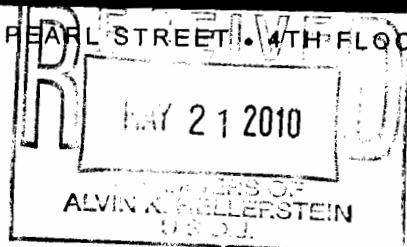


BOIES, SCHILLER & FLEXNER LLP

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May 21, 2010

*Leave granted.
S-21-10*

VIA FACSIMILE (212) 805-7942
Honorable Alvin K. Hellerstein
United States District Court for the
Southern District of New York
500 Pearl Street
New York, NY 10007-1312

Re: *Shepard Fairey et al. v. The Associated Press and Mannie Garcia*
Case No. 09-01123

Dear Judge Hellerstein:

Counsel for Defendant Mannie Garcia, BOIES, SCHILLER & FLEXNER LLP and KILE GOEKJIAN REED & McMANUS, PLLC, will file a motion today to withdraw as counsel for Mr. Garcia. In support of that motion, we request permission to file, *ex parte*, a declaration that provides the requisite reasons for withdrawal. Because of the nature of that declaration, counsel asks the Court to review the declaration *in camera* and permit the requested *ex parte* filing.

Thank you for your consideration of this matter.

JSS:spl

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DATE FILED: 5/21/10

Respectfully submitted,

JSS
Jeffrey S. Shelly

cc via email:

Dale M. Cendali
Brendan T. Kehoe
Geoffrey S. Stewart
Meir Feder
William W. Fisher, III
Claudia E. Ray
Charles A. Michael
Theresa M. Trzaskoma

*All issues and
applications in this
case should await the
close of May 28, 2010, at 3:00 p.m.
copy of May 28, 2010, 10:30 a.m.
S-21-10
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Hellerstein/JSS 5-21-10*